Appl. No. 09/740,752 Amdt. dated: October 19, 2004 Reply to Office Action of July 7, 2004

## REMARKS

Claims 3 and 6-9 remain in this case for consideration and have all been allowed. To expedite prosecution, Applicants are canceling their remaining claims 1, 2, 4, 5 and 10, without prejudice. For the record, Applicants do not agree with the Examiner's prior art rejections for the canceled claims, but would rather have a patent issued now for the allowed claims than hold up issuance of that patent in order to continue arguing about the canceled claims. For these reasons, the Examiner's prior art rejections of canceled claims 1, 2, 4, 5 and 10 are now moot.

## **CONCLUSION**

Since all claims remaining in this application have been allowed, the issuance of a formal Notice of Allowance at an early date is respectfully requested. If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (415) 576-0200.

Respectfully submitted,

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Attachments GWC:lcb 60148223 v1